



IFW

Docket: 2890 (203-3438)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT(S): Sartor et al.

EXAMINER: N/Y/K

SERIAL NO.: 10/781,084

GROUP: Art Unit 3762

FILED: February 17, 2004

DATED: April 7, 2006

TITLE: **MOTION DETECTOR FOR  
CONTROLLING ELECTROSURGICAL  
OUTPUT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to Applicant(s) duty of disclosure, the information listed in the attached form PTO/SB/08A is brought to the attention of the Examiner. Copies of the U.S. patent documents are not provided in accordance with the waiver of that requirement under 37 C.F.R. §1.98.

The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that the references are prior art. The items listed are submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of these particular items, they will assist in identifying fields of search and in making as full and complete a search as possible.

Applicant would also like to bring the following commonly-owned U.S. Patent Applications to Examiner's attention: U.S. Application No. 11/337,990 filed on January 24, 2006; U.S. Application No.: 11/211,293 filed on August 25, 2005 and U.S. Application No.

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Dated: April 7, 2006

  
Nicole Rispone

11/218,110 filed on September 1, 2005. Copies of these applications are enclosed.

The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

This information disclosure statement is being filed within three (3) months of the filing date of this application.

This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application.

To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action on the merits in connection with this case.

Enclosed herewith is a certificate under 37 C.F.R. §1.97(e)(1).

Enclosed herewith is a petition under 37 C.F.R. §1.97(d)(2).

Enclosed by check is the petition fee of \$130.00. (37 C.F.R. §1.17(i)(1))

Please charge the \$130.00 petition fee to Deposit Account No. **21-0550**.

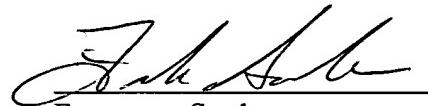
Enclosed by check is the \$180.00 fee required by 37 C.F.R. §1.17(p).

Please charge the \$180.00 fee required by 37 C.F.R. §1.17(p) to Deposit Account No. **21-0550**.

Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account **21-0550**. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. **21-0550** therefor.

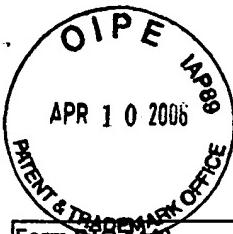
The claims of the application as now presented are believed to patentably distinguish over the prior art and to be in condition for allowance. Early and favorable consideration of the case is respectfully requested.

Respectfully submitted,



Francesco Sardone  
Reg. No. 47,918  
Attorney for Applicant(s)

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Form PTO-1449

**INFORMATION DISCLOSURE CITATION  
IN AN APPLICATION**

(Use several sheets if necessary)

Docket Number (Optional)	Application Number
2890 (203-3438)	10/781,084
Applicants	
Sartor et al.	
Filing Date	Group Art Number
February 17, 2004	3762

**U.S. PATENT DOCUMENTS – WITHOUT REFERENCES**

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
	2,993,178	7-18-1961	BURGER			
	3,058,470	10-16-1962	SEELIGER ET AL.			
	3,648,001	3-17-1972	ANDERSON ET AL.			
	3,675,655	7-11-1972	SITTNER			
	3,699,967	10-24-1972	ANDERSON			
	3,720,896	3-13-1973	BEIERLEIN			
	3,801,766	4-2-1974	MORRISON, JR.			
	3,801,800	4-2-1974	NEWTON			
	4,014,343	3-29-1977	ESTY			
	4,038,984	8-2-1977	SITTNER			
	4,112,950	9-12-1978	PIKE			
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	4,872,454	10-10-1989	DeOliveira ET AL.			

Examiner	Date Considered
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Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
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	4,919,129	4-24-1990	WEBER, JR. ET AL.			
	4,922,903	5-8-1990	WELCH ET AL.			
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	4,969,885	11-13-1990	FARIN			
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Examiner Initial		Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
		5,468,240	11-21-1995	GENTELIA ET AL.			
		5,472,442	12-5-1995	KLICEK			
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		5,496,314	3-5-1996	EGGERS			
		5,561,278	10-1-1996	RUTTEN			
		5,626,575	5-6-1997	CRENNER			
		5,630,426	5-20-1997	EGGERS ET AL.			
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		5,712,543	1-27-1998	SJOSTROM			
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		5,846,236	12-8-1998	LINDENMEIER ET AL.			
		5,859,527	1-12-1999	COOK			
		5,876,400	3-2-1999	SONGER			
		5,888,200	3-30-1999	WALEN			
		5,893,849	4-13-1999	WEAVER			
		5,893,862	4/13/99	PRATT ET AL.			
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	5,928,159	7-27-1999	EGGERS ET AL.			
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	6,074,387	6-13-2000	HEIM ET AL.			
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	6,500,169 B1	12-31-2002	DENG			
	6,511,479 B2	1-28-2003	GENTELIA ET AL.			

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	2003/0014043 A1	1-16-2003	HENRY ET AL.			

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